

REMARKS

Presently pending in the current application are claims 1-52. Claim 1 was previously presented and claims 2-52 are original.

35 USC 102(c) Rejections

Claim 1 was rejected as being anticipated by Bakshi et al. (US 6,772,200). Although Applicant does not believe that Bakshi fully teaches or suggests original claim 1, in order to continue prosecution of this case in an efficient manner, Applicant has amended claim 1 and believes such an amendment overcomes Bakshi.

Previously Presented Claim 1

Claim 1 was amended to include, among other limitations:

Communicating real-time to users of an ISP, comprising:

Accessing by a redirecting device only user upstream traffic from a destination site requested by the user;

Identifying the user by using data available from the user and provider infrastructure to provide a fixed identifier based on the accessed user upstream traffic;

Providing, by the redirecting device, the fixed identifier to a consolidating and management device, wherein the consolidating and management device is separate from the redirecting device;

If a message for the user is desired, examining, by the redirecting device, the accessed user upstream traffic to determine if it is possible to send a redirection, wherein the examining occurs without modifying the accessed user upstream traffic; and

Selectively redirecting the message to the user for display on a message vehicle.

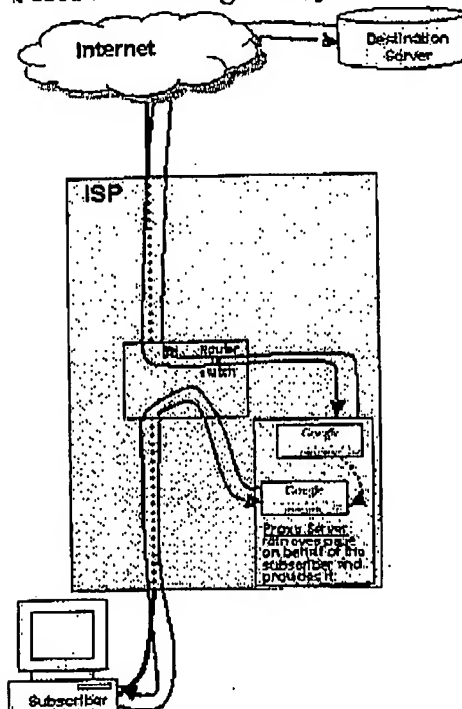
The Examiner rejected claim 1 by equating "accessing only user upstream traffic" as it appears in claim 1 to Bakshi's proxy. As is known, a proxy handles two-way traffic (i.e. upstream and downstream traffic). For example, Bakshi states (bolded for emphasis), "In the arrangement shown in FIG. 5, transcoding server 34 includes an HTTP (HyperText Transfer Protocol) remote proxy 36, capable of accessing network 18 over server/network communications link 16. HTTP remote proxy 36 provides functionality different from known network proxies, which generally are little more than a conduit for **requests to, and replies from**, external Internet resources, in that it is capable not only of examining such **requests and replies**, but also of acting upon commands in the requests by, for example, determining whether or not to transcode content. Moreover, using transcoder 20, HTTP remote proxy 36 is capable of changing content received from network 18 prior to returning it to a requesting network client 12.

Conversely, claim 1 advantageously discloses accessing only user upstream traffic, providing a fixed identifier based on the accessed user upstream traffic, examining the accessed user upstream traffic without modifying the accessed user upstream traffic.

Visual Representation of the Present Invention Vs. the Prior Art

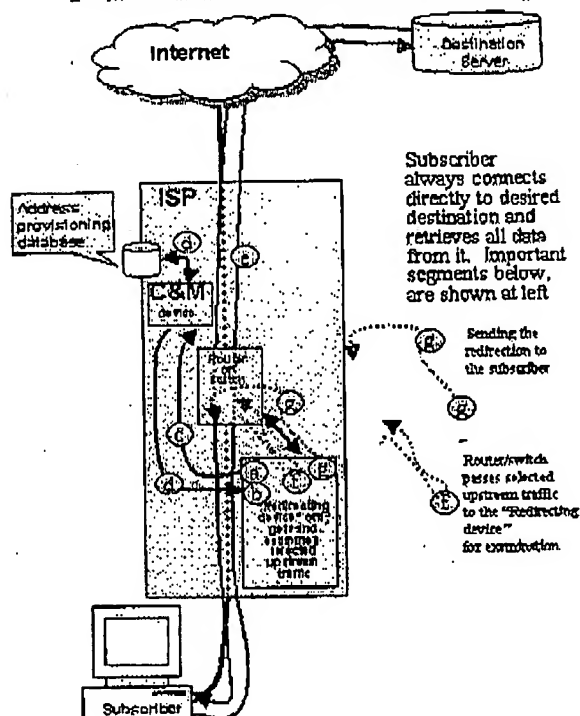
Applicant believes it would be helpful to describe the differences between the present invention and the prior art utilizing a diagram. Such a diagram is presented below. Letters a-g appear in the diagram and represent the "steps" that are taken to provide the redirected message to the user in claim 1.

Prior Art Using Proxy Device



Proxy device accepts subscriber request and submits it to destination then retrieves the page from the destination and then sends it on to the subscriber.

Perftech Method Without Proxy



Here, subscriber always and only connects to all destinations directly from which it receives Web content including "message" content which it also directly retrieves through being redirected to that server via its own direct connection to it.

Based on the aforementioned remarks and amendments, Applicant believes the present invention is in condition for allowance. A Notice of Allowance is therefore respectfully requested.

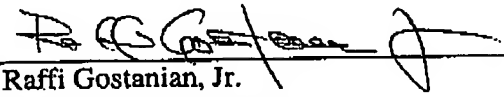
If the Examiner has any other matters which pertain to this Application, the Examiner is encouraged to contact the undersigned to resolve these matters by Examiner's Amendment where possible.

Conclusion

Applicant believes claim 1 is not taught or suggested by Bakshi and thus is in condition for allowance. As such, Applicant respectfully request claim 1 as well as all claims that depend from claim 1 to be passed to allowance.

If the Examiner has any other matters which pertain to this Application, the Examiner is encouraged to contact the undersigned to resolve these matters by Examiner's Amendment where possible.

Respectfully Submitted,


Raffi Gostanian, Jr.
Registered Patent Agent
Reg. No. 42,595

Date: 07/29/2007

RG & Associates
1103 Twin Creeks, Ste. 120
Allen, TX 75013